

Provided further, That the Secretary of Defense may transfer these funds to appropriations accounts for procurement: Provided further, That the funds transferred shall be merged with and shall be available for the same purposes and for the same time period as the appropriations to which transferred: Provided further, That the transfer authority provided herein is in addition to any other transfer authority available to the Department of Defense.

## (RESCISSIONS)

SEC. 1204. Of the funds made available in Department of Defense Appropriations Acts, or otherwise available to the Department of Defense, the following funds are hereby rescinded, from the following accounts in the specified amounts:

“Procurement, Marine Corps, 2000/2002”, \$3,000,000;

“Overseas Contingency Operations Transfer Fund, 2001”, \$200,000,000;

“Foreign Currency Fluctuations, Defense”, \$68,400,000;

“Aircraft Procurement, Navy 2001/2003”, \$199,000,000;

“Shipbuilding and Conversion, Navy, 2001/2005”, LPD-17(AP), \$75,000,000;

“Procurement, Marine Corps, 2001/2003”, \$5,000,000;

“Aircraft Procurement, Air Force, 2001/2003”, \$327,500,000;

“Other Procurement, Air Force, 2001/2003”, \$65,000,000;

“Procurement, Defense-Wide, 2001/2003”, \$85,000,000; and

“Research, Development, Test and Evaluation, Defense-Wide, 2001/2002”, \$7,000,000.

SEC. 1205. In addition to amounts appropriated or otherwise made available elsewhere in this Act for the Department of Defense or in the Department of Defense Appropriations Act, 2001 (Public Law 106-259), \$39,900,000 is hereby appropriated to the Department of Defense, for facilities repair and damages resulting from natural disasters, as follows:

“Operation and Maintenance, Army”, \$6,500,000;

“Operation and Maintenance, Navy”, \$23,000,000;

“Operation and Maintenance, Air Force”, \$8,000,000;

“Operation and Maintenance, Army Reserve”, \$200,000;

“Operation and Maintenance, Air Force Reserve”, \$200,000;

“Operation and Maintenance, Army National Guard”, \$400,000;

“Operation and Maintenance, Air National Guard”, \$400,000; and

“Defense Health Program”, \$1,200,000.

SEC. 1206. The authority to purchase or receive services under the demonstration project authorized by section 816 of the National Defense Authorization Act for Fiscal Year 1995 (Public Law 103-337) may be exercised through January 31, 2002, notwithstanding subsection (c) of that section.

SEC. 1207. Notwithstanding any other provision of law, the Secretary of Defense may retain all or a portion of Fort Greely, Alaska as the Secretary deems necessary, to meet military, operational, logistics and personnel support requirements for missile defense.

SEC. 1208. Of the funds appropriated in the Department of Defense Appropriations Act, 2001, Public Law 106-259, in Title IV under the heading, “Research, Development, Test and Evaluation, Navy”, \$2,000,000 may be made available for a Maritime Fire Training Center at the Marine and Environmental Research and Training Station (MERTS), and \$2,000,000 may be made available for a Maritime Fire Training Center at Barbers Point, including provision for laboratories, construction, and other efforts associated with research, development, and other programs of major importance to the Department of Defense.

SEC. 1209. Of the amounts appropriated in this Act under the heading “Operation and Maintenance, Army”, \$8,000,000 shall be available for the purpose of repairing storm damage at Fort Sill, Oklahoma, and Red River Army Depot, Texas.

SEC. 1210. (a) Notwithstanding any other provision of law, the Secretary of the Army shall convey to the City of Bayonne, New Jersey, without consideration, all right, title, and interest of the United States in and to the firefighting and rescue vehicles described in subsection (b).

(b) The firefighting and rescue vehicles referred to in subsection (a) are a rescue hazardous materials truck, a 2,000 gallon per minute pumper, and a 100-foot elevating platform truck, all of which are at Military Ocean Terminal, Bayonne, New Jersey.

SEC. 1211. None of the funds available to the Department of Defense for fiscal year 2001 may be obligated or expended for retiring or dismantling any of the 93 B-1B Lancer bombers in service as of June 1, 2001, or for transferring or reassigning any of those aircraft from the unit, or the facility, to which assigned as of that date.

## CHAPTER 3

## DEPARTMENT OF ENERGY

## ATOMIC ENERGY DEFENSE ACTIVITIES

## NATIONAL NUCLEAR SECURITY ADMINISTRATION

## WEAPONS ACTIVITIES

For an additional amount for “Weapons Activities”, \$126,625,000, to remain available until expended: Provided, That funding is authorized for Project 01-D-107, Atlas Relocation and Operations, and Project 01-D-108, Microsystems and Engineering Sciences Applications Complex.

## OTHER DEFENSE RELATED ACTIVITIES

## DEFENSE ENVIRONMENTAL RESTORATION AND WASTE MANAGEMENT

For an additional amount for “Defense Environmental Restoration and Waste Management”, \$95,000,000, to remain available until expended.

## DEFENSE FACILITIES CLOSURE PROJECTS

For an additional amount for “Defense Facilities Closure Projects”, \$21,000,000, to remain available until expended.

## DEFENSE ENVIRONMENTAL MANAGEMENT

## PRIVATIZATION

For an additional amount for “Defense Environmental Management Privatization”, \$29,600,000, to remain available until expended.

## OTHER DEFENSE ACTIVITIES

For an additional amount for “Other Defense Activities”, \$5,000,000, to remain available until expended.

## CHAPTER 4

## MILITARY CONSTRUCTION

## MILITARY CONSTRUCTION, ARMY

For an additional amount for “Military Construction, Army”, \$22,000,000: Provided, That notwithstanding any other provision of law, such funds may be obligated or expended to carry out planning and design and military construction projects not otherwise authorized by law.

## MILITARY CONSTRUCTION, NAVY

For an additional amount for “Military Construction, Navy”, \$9,400,000: Provided, That notwithstanding any other provision of law, such funds may be obligated or expended to carry out planning and design and military construction projects not otherwise authorized by law.

## MILITARY CONSTRUCTION, AIR FORCE

For an additional amount for “Military Construction, Air Force”, \$10,000,000: Provided, That notwithstanding any other provision of law, such funds may be obligated or expended to carry out planning and design and military construction projects not otherwise authorized by law.

## MILITARY CONSTRUCTION, AIR NATIONAL GUARD

For an additional amount for “Military Construction, Air National Guard”, \$6,700,000: Provided, That notwithstanding any other provision of law, such funds may be obligated or expended to carry out planning and design and military construction projects not otherwise authorized by law.

## FAMILY HOUSING, ARMY

For an additional amount for “Family Housing, Army”, \$30,480,000 for operation and maintenance.

## FAMILY HOUSING, NAVY AND MARINE CORPS

For an additional amount for “Family Housing, Navy and Marine Corps”, \$20,300,000 for operation and maintenance.

## FAMILY HOUSING, AIR FORCE

For an additional amount for “Family Housing, Air Force”, \$18,000,000 for operation and maintenance.

## BASE REALIGNMENT AND CLOSURE ACCOUNT, PART IV

For an additional amount for deposit into the “Department of Defense Base Realignment and Closure Account 1990”, \$9,000,000, to remain available until expended.

## GENERAL PROVISIONS—THIS CHAPTER

SEC. 1401. (a) CADET PHYSICAL DEVELOPMENT CENTER.—Notwithstanding section 138 of the Military Construction Appropriations Act, 2001 (division A of Public Law 106-246; 114 Stat. 524), the Secretary of the Army may expend appropriated funds in excess of the amount specified by such section to construct and renovate the Cadet Physical Development Center at the United States Military Academy, except that—

(1) such additional expenditures may be used only for the purposes of meeting unanticipated price increases and related construction contingency costs and making minor changes to the project to incorporate design features that result in reducing long-term operating costs; and

(2) such additional expenditures may not exceed the difference between the authorized amount for the project and the amount specified in such section.

(b) LIMITATIONS AND REPORTS.—No sums may be expended for final phase construction of the project until 15 days after the Secretary of the Army submits a report to the congressional defense committees describing the revised cost estimates referred to in subsection (a), the methodology used in making these cost estimates, and the changes in project costs compared to estimates made in October, 2000. Not later than August 1, 2001, the Secretary of the Army shall submit a report to the congressional defense committees explaining the plan of the Department of the Army to expend privately donated funds for capital improvements at the United States Military Academy between fiscal years 2001 and 2011.

SEC. 1402. Except as otherwise specifically provided in this Chapter, amounts provided to the Department of Defense under each of the headings in this Chapter shall be made available for the same time period as the amounts appropriated under each such heading in Public Law 106-246.

## (RESCISSIONS)

SEC. 1403. Of the funds provided in the Military Construction Appropriations Act, 2001 (Public Law 106-246), the following amounts are hereby rescinded as of the date of the enactment of this Act:

“Military Construction, Army”, \$12,856,000;

“Military Construction, Navy”, \$6,213,000;

“Military Construction, Air Force”, \$4,935,000;

“Military Construction, Defense-Wide”, \$4,376,000;

“Family Housing, Army”, \$4,000,000; and

“Family Housing, Air Force”, \$4,375,000.

SEC. 1404. Notwithstanding any other provision of law, the amount authorized, and authorized to be appropriated, for the Defense Agencies for the TRICARE Management Agency for